

PTO
DEC 27 2004
JAN 3 2005
OFFICE OF PETITIONS

#5
PTO/SB/64 (7-99)

Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
SUN-P5546

First named inventor: Naveen Kumar

Application No.: 09/822,164

Group Art Unit: 2122

Filed: March 30, 2001

Examiner: James D. Rutten

Title: APPARATUS AND METHOD FOR AUTOMATED CREATION OF RESOURCE TYPES

Attention: Office of Petitions
Assistant Commissioner for Patents
M/S: DAC
PO Box 1450
Alexandria, VA 22313-1450

RECEIVED
JAN 03 2005
OFFICE OF PETITIONS

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity - fee \$ _____ (37 CFR 1.17(m))
☐ Small entity statement enclosed herewith.
☐ Small entity statement previously filed.
☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

12/29/2004 SFELEKE1 00000050 09822164
01 FC:1453 1500.00 OP

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of an amendment in response to the Official Action mailed April 6, 2004 (identify type of reply):
☐ has been filed previously on _____.
☒ is enclosed herewith.


B. The issue fee of \$ _____
☐ has been paid previously on _____.
☐ is enclosed herewith.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Date
Signature

Telephone

Number: (530) 759-1663

Name:

Edward J. Grundler (Reg. No. 47,615)

Address:

Park, Vaughan & Fleming LLP
508 Second St., Ste. 201
Davis, California 95616-4692

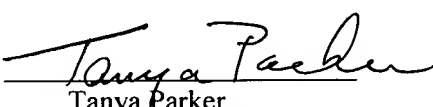
Enclosures:

- ☒ Fee Payment
- ☒ Reply
- ☐ Terminal Disclaimer Form
- ☐ Small Entity Status Form
- ☐ _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.
- ☐ transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

Date: 12/23/04Signature: 

Name:

Tanya Parker